

BEST AVAILABLE COPY



Attorney Docket No.: 265280-65662

DECLARATION AND POWER OF ATTORNEY -- PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled:

SUTURE LOCKING DEVICE

specification of which _____ the

(check one)

X is attached hereto

_____ was filed on _____

United States Application Serial No. _____ as

PCT International Application No. _____ or

and was amended on _____

(if applicable)

I hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number) (Country) (Day/Month/Year Filed) Yes No

(Number) (Country) (Day/Month/Year Filed) Yes No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

60/114,170 Application Number

December 30, 1998 Filing Date

Application Number

Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No. Filing Date Status-patented, pending, abandoned

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I hereby appoint William R. Coffey, Reg. No. 24033; Richard D. Conard, Reg. No. 27321; Steven R. Lammert, Reg. No. 27653; Richard A. Rzek, Reg. No. 30796; Timothy E. Niednagel, Reg. No. 33266; Nancy J. Harrison, Reg. No. 27083; R. Trevor Carter, Reg. No. 40549; Dilip A. Kulkarni, Reg. No. 27510; David B. Quick, Reg. No. 31993; Jill T. Powlick, Reg. No. 42088; Norman J. Hedges, Reg. No. 44151; Ariand T. Stein, Reg. No. 28062; William B. Richards, Reg. No. 44301; Kenneth J. Waite, Reg. No. 45139; Thomas S. Reynolds II, Reg. No. 47262; Perry Palan, Reg. No. 26213; Mark M. Newman, Reg. No. 31472; Bobby B. Gillenwater, Reg. No. 31105; Paul B. Hunt, Reg. No. 37154; Michael S. Gzybowski, Reg. No. 32816; Gerard T. Gallagher,

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11 South Meridian Street
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Telephone (317) 236-1313

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Herbert F. Schwartz
Full Name of Sole or First Joint Inventor

Herbert F. Schwartz
Inventor's Signature

11702 Pennac Run
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Residence and Post Office Address

Thomas C. Mav
Full Name of Second Joint Inventor, if any

Second Inventor's Signature

1511 Kings Highway
Winona Kale, IN 46590
Residence and Post Office Address

Stuart Fromm
Full Name of Third Joint Inventor, if any

Third Inventor's Signature

3019 Heidiway Way
Rapid City, SD 55702
Residence and Post Office Address

Robert-Jan Enzerink
Full Name of Fourth Joint Inventor, if any

Inventor's Signature

220 Diablo Avenue
Davis, CA 95616
Residence and Post Office Address

U. S. A.

Country of Citizenship

1/10/00
Date

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Additional inventors to be similarly identified on attached sheet.

Eric Hubbard
Full Name of Fifth Joint Inventor, if any

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Country of Citizenship

Fifth Inventor's Signature

Date

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John Margetts
Full Name of Sixth Joint Inventor, if any

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Country of Citizenship

Sixth Inventor's Signature

Date

550 North 120 East, No. 6

Bountiful, UT 84010
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Keith Danlinger
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U.S.A.
Country of Citizenship

Seventh Inventor's Signature

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David Cox
Full Name of Eighth Joint Inventor, if any

U.S.A.
Country of Citizenship

Eighth Inventor's Signature

Date

1689 South Redwood Road

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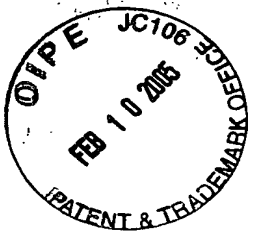
Full Name of Ninth Joint Inventor, if any

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SUTURE LOCKING DEVICE the specification of which

(check one) is attached hereto was filed on _____ as United States Application Serial No. _____ or PCT International Application No. _____ and was amended on _____ (if applicable)

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Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
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<u>60/114,170</u>	<u>December 30, 1998</u>
Application Number	Filing Date
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Herbert E. Schwartz
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U. S. A.
Country of Citizenship

Inventor's Signature

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Thomas C. Mav
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U. S. A.
Country of Citizenship

Second Inventor's Signature

Date

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Winona Kale, IN 46590
Residence and Post Office Address

Stuart Fromm
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Country of Citizenship

Stuart Fromm
Third Inventor's Signature

Date June 7/2000

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Country of Citizenship

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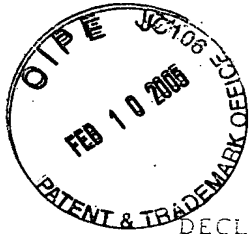
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U.S.A.
Country of Citizenship

Inventor's Signature

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Country of Citizenship

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Stuart Fromm
Full Name of Third Joint Inventor, if any

U.S.A.
Country of Citizenship

Third Inventor's Signature

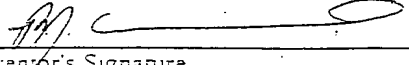
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Robert-Jan Enzerink
Full Name of Fourth Joint Inventor, if any

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Country of Citizenship


Inventor's Signature

14 January, 2000
Date

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Additional inventors to be similarly identified on attached sheet.

Eric Hubbard
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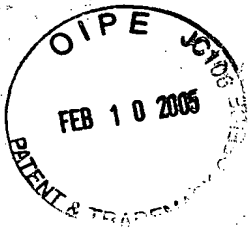
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Table with 4 columns: Prior Foreign Application(s), Priority Claimed, (Number), (Country), (Day/Month/Year Filed), Yes, No. Two rows of data are present.

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Full Name of Ninth Joint Inventor, if any

Inventor's Signature

Residence and Post Office Address

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Country of Citizenship

3/10/00
Date

U.S.A.
Country of Citizenship

Date

U.S.A.
Country of Citizenship

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Country of Citizenship

Date

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Date



Attorney Docket No. 265280-65662

DECLARATION AND POWER OF ATTORNEY -- PATENT APPLICATION

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (*only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter which is claimed and for which a patent is sought in the application entitled:

SUTURE LOCKING DEVICE, the specification of which (check one) is attached hereto _____ was filed on _____ as United States Application Serial No. _____ or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate on which priority is claimed (as listed below) and I have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)			Priority Claimed	
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No
_____	_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

<u>60/114,170</u>	<u>December 30, 1998</u>
Application Number	Filing Date
_____	_____
Application Number	Filing Date

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(b) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

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BARNES & THORNBURG
11 South Meridian Street
Indianapolis, Indiana 46204
Telephone (317) 236-1313

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Herbert E. Schwartz
Full Name of Sole or First Joint Inventor

U. S. A.
Country of Citizenship

Inventor's Signature

Date

11702 Pennet Run

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Residence and Post Office Address

Thomas C. May
Full Name of Second Joint Inventor, if any

U. S. A.
Country of Citizenship

Second Inventor's Signature

Date

1511 Kings Highway

Winona Kale, IN 46590
Residence and Post Office Address

Stuart Fromm
Full Name of Third Joint Inventor, if any

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Third Inventor's Signature

Date

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Residence and Post Office Address

Robert-Jan Enzerink
Full Name of Fourth Joint Inventor, if any

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Date

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Additional inventors to be similarly identified on attached sheet.

Eric Hubbard
Full Name of Fifth Joint Inventor, if any

Fifth Inventor's Signature

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John Margetts
Full Name of Sixth Joint Inventor, if any

John Margetts
Sixth Inventor's Signature

550 North 120 East, No. 6

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Residence and Post Office Address

Keith Denlinger
Full Name of Seventh Joint Inventor, if any

Seventh Inventor's Signature

1707 Briarwood Drive

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David Cox
Full Name of Eighth Joint Inventor, if any

Eighth Inventor's Signature

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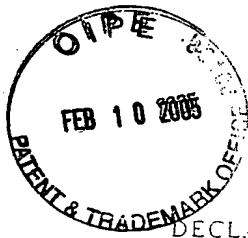
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Full Name of Sole or First Joint Inventor

U. S. A.
Country of Citizenship

Inventor's Signature

Date

11702 Pannet Run

Fort Wayne, IN 46845
Residence and Post Office Address

Thomas C. May
Full Name of Second Joint Inventor, if any

U. S. A.
Country of Citizenship

Second Inventor's Signature

Date

1511 Kings Highway

Winona Kale, IN 46590
Residence and Post Office Address

Stuart Fromm
Full Name of Third Joint Inventor, if any

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Third Inventor's Signature

Date

3019 Heidiway Way

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Robert-Jan Enzerink
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Country of Citizenship

January 5, 2000
Date

Country of Citizenship

Date

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